

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TENNESSEE**

**NATIONAL BOARD OF MEDICAL  
EXAMINERS *et al.*,**

**Plaintiffs,**

**V.**

**OPTIMA UNIVERSITY LLC *et al.*,**

**Defendants.**

**Civil Action No. 09-1043-JDB**

## NOTICE OF FILING

Plaintiffs hereby submit to the Court an email communication that was recently received by an individual who took courses from or otherwise interacted with the Optima USMLE test preparation program. *See* Ex. A hereto. The communication comments on this lawsuit and various individuals who have a relationship to this lawsuit, including the Court, the U.S. Marshal who participated in the impoundment visits to Optima’s premises, the attorneys for the National Board of Medical Examiners (“NBME”), and the NBME itself. The communication is from “Optima University” and purports to be from the “Optima Team.” *See* Ex. A at 7. Based upon its content, the author appears to be defendant Eihab Suliman. A similar communication has recently been posted by the “Optima Team” on a third-party website that has a discussion board which is used by individuals who are interested in becoming physicians. *See* Ex. B hereto.

These materials are submitted in connection with the Plaintiffs' pending contempt motion. Specifically, these materials are submitted in support of the Plaintiffs' contention that Defendant Suliman should be taken into custody until he complies with

this Court's Orders, as the attached materials make clear that Defendant Suliman is flouting this Court's authority and Orders, and will not comply with this Court's Orders until he is placed in custody and compelled to so comply.

Respectfully submitted,

/s/ Russell E. Reviere  
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*Counsel for Plaintiffs*

**CERTIFICATE OF SERVICE**

The undersigned certifies that a true and correct copy of the foregoing document was served on the following via regular mail and this Court's ECF system:

Eihab Suliman  
1774 Hwy 22  
McKenzie, TN 38201

This the 6<sup>th</sup> day of October, 2009.

/s/ Russell E. Reviere